

FORM BXA-621P
(REV 10-89)U.S. DEPARTMENT OF COMMERCE
BUREAU OF EXPORT ADMINISTRATION

THIS SPACE FOR BXA USE

960157

**REPORT OF REQUEST FOR RESTRICTIVE TRADE PRACTICE OR BOYCOTT
SINGLE TRANSACTION**

(For reporting requests described in Part 769 of the Export Administration Regulations)

NOTICE OF RIGHT TO PROTECT CERTAIN INFORMATION FROM DISCLOSURE

The Export Administration Act permits you to protect from public disclosure information regarding the quantity, description, and value of commodities or technical data supplied in Item 11 of this report and in any accompanying documents. *If you do not claim this protection, all of the information in your report and in accompanying documents will be made available for public inspection and copying.*

You can obtain this protection by certifying, in Item 10 of the report, that disclosure of the information referred to above would place a United States company or individual involved in the report at a competitive disadvantage. If you make such a certification in Item 10, you may remove information regarding the quantity, description, and value of the commodities or technical data supplied by you from Item 11 of the inspection copy of the report form and from the public inspection copies of the accompanying documents.

The withholding of this information will be honored by the Department unless the Secretary determines that disclosure of the information would not place a United States company or individual at a competitive disadvantage or that it would be contrary to the national interest to withhold the information.

A BATCH **37** MONTH/YEAR **12/98**

RSN **10** SUBSET **16** 17

RTP **18** 27

CLASS **28** FILING **55** TAG **70** 80

This report required by law (50 U.S.C. App. §2407 (b) (2) P.L. 96-72; E.O. 12214; 15 C.F.R. Part (769)). Failure to report can result both in criminal penalties, including fines or imprisonment, and administrative sanctions.

Instructions: 1. Complete all items that apply. 2. Assemble original report form and accompanying documents as a unit, and submit intact and unaltered. 3. Assemble and submit the duplicate copy of report form (marked Duplicate (Public Inspection Copy)) and additional copies of accompanying documents (marked with the legend "Public Inspection Copy.") 4. *If you certify, in Item 10, that the disclosure of the information specified there would cause competitive disadvantage, edit the "Public Inspection Copy" of the documents submitted to exclude the specified information and remove the bottom of the Duplicate "Public Inspection Copy" of the report form relating to Item 11.*

Public reporting for this collection of information is estimated to average one hour per request, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Office of Security and Management Support, Bureau of Export Administration, U.S. Department of Commerce, Washington, D.C. 20230; and to the Office of Management and Budget, Paperwork Reduction Project (0694-0012), Washington, D.C. 20503

1a. Identify firm submitting this report:Name: **DANIEL INDUSTRIES, INC.**Address: **P O BOX 19097**City, State and ZIP: **HOUSTON, TX 77224**

Country (If other than USA):

Telephone:

Firm Identification No. (If Known):

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Specify firm type:☒ Exporter☐ Bank☐ Forwarder☐ Carrier☐ Insurer☐ Other

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1b. Check any applicable box:☐ Revision of a previous report (attach two copies of the previously submitted report)☐ Resubmission of a deficient report returned by BXA (attach form letter that was returned with deficient report)☒ Report on behalf of the person identified in Item 2☐ Dual report on behalf of self and the person identified in Item 2**2. If you are authorized to report and are reporting on behalf of another U.S. person, identify that person (e.g., domestic subsidiary, controlled Foreign subsidiary, exporter, beneficiary):**Name: **DANIEL MEASUREMENT AND CONTROL, INC.**Address: **P O BOX 19097**City, State and ZIP: **HOUSTON, TX 77224**

Country (if other than USA):

Type of firm: (see list in Item 1a) **EXPORTER**

Firm Identification No. (if known):

344003

3. Identify exporting firm, unless same as Item 1a or 2:

Name:

Address:

City, State and ZIP:

Country (if other than USA):

Firm Identification No. (if known):

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4. (a) Name of boycotting country from which request originated:**U.A.E.**

(b) Name of country directing inclusion of request, if different from (a) above:

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5. Name of country or countries against which request is directed:**ISRAEL**

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6. Reporting firm's reference number (e.g., letter of credit, customer order, invoice):**PO 42-3208-PC-07**

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7. Date firm received request: (use digits for month/day/year)**11/05/98**

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8. Specify type(s) of document conveying the request:☐ Request to carrier for blacklist certificate (submit two copies of blacklist certificate or transcript of request)☐ Unwritten, not otherwise provided for (make transcript of request and submit copies)

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☐ Letter of credit☒ Requisition/purchase order/accepted contract/shipping instruction☐ Bid invitation/tender/proposal/trade opportunity☐ Questionnaire (not related to a particular dollar value transaction)☐ Other written (specify)

Submit two copies of each document or relevant page in which the request appears

9. Decision on request: (Check one)☒ Have not taken and will not take the action requested.☐ Have taken or will take the action requested.☐ Have taken or will take the action requested and claim it is subject to a grace period (attached detailed explanation).

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☐ Have taken or will take the action requested but in a modified form (attach detailed explanation).☐ Unable to report ultimate decision on the request at this time and will inform the Bureau of Export Administration of the decision within ten days after decision is made.

Additional Information: The firm submitting this report may, if it so desires, state on a separate sheet any additional information relating to the request reported or the response to that request. This statement will constitute a part of the report and will be made available for public inspection and copying, subject to the right to protect certain confidential information from disclosure described in Item 10.

10. Protection of Certain Information from Disclosure: (Check appropriate boxes and sign below)1. ☒ I (We) certify that disclosure to the public of the information regarding quantity, description, and value of the commodities or technical data contained in:☐ Item 11 below (If you check this box, be sure to remove the bottom of the Duplicate (Public Inspection Copy) of the report form relating to Item 11.)☐ Attached documents (If you check this box, be sure to edit the "Public Inspection Copy" of the documents submitted to exclude the specified information.) would place a United States person involved at a competitive disadvantage, and I (We) request that it be kept confidential.2. ☐ I (we) authorize public release of all information contained in the report and in any attached documents. I (We) certify that all statements and information contained in this report are true and correct to the best of my (our) knowledge and belief.

Sign here in ink

*Patricia Benham*Type or print **PATRICIA BENHAM**Date **11/12/98**

25.2 Notwithstanding the above, unless anything to the contrary is provided for herein, the GOODS shall be at the SUPPLIER risk until delivered as specified in the Purchase Order.

25.3 In the event of termination of the Purchase Order the COMPANY shall have the right to enter upon the SUPPLIER's premises to take possession of GOODS to which it has received title, under condition 25.1 above, without prejudice to any other claim, which the COMPANY may have under the Purchase Order or under any letters of credit, bank guarantees or other forms of security.

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26.0 **BOYCOTT OF ISRAEL**

26.1 In connection with the performance of this AGREEMENT, SUPPLIER acknowledges that the Import and Customs Laws and Regulations of the State of the United Arab Emirates shall apply to the furnishings and shipment of any products or components thereof to the United Arab Emirates. SUPPLIER specifically acknowledges that the forementioned import and customs laws and regulations of the United Arab Emirates prohibit, among other things, the importation into the United Arab Emirates of products or components thereof :

- Originating in Israel
- Manufactured, produced or furnished by companies organized under the laws of Israel.
- Manufactured, produced or furnished by national or residents of Israel.

26.2 COMPANY, at its own discretion, reserves its right to make the final, unilateral and specific selection of any proposed carriers, insurers, suppliers of services to be performed within the United Arab Emirates or of specific goods to be furnished in accordance with the terms and conditions of the AGREEMENT.

27.0 **DEFINITIONS**

COMPANY means : ABU DHABI NATIONAL OIL COMPANY (ADNOC)

ENGINEER means : ENGINEER means the persons or company appointed by COMPANY as ENGINEERING Contractor in respect of the PROJECT and, unless and until otherwise advised by COMPANY, means : TEBODIN MIDDLE EAST LTD.

* SUPPLIER means : Supplier of GOODS to COMPANY

GOODS means : Those articles, materials, supplies, drawings, data, and other property and performance of all specified services, including, but not limited to, design, drafting, manufacturing, packing, loading, transportation, quality surveillance, testing and expediting which are the subject of this Purchase Order.

- * In the various documents forming an Inquiry or Purchase Order SUPPLIER may be referred to as 'Bidder', 'Supplier', 'Seller', 'Vendor', 'Supervised Contractor', 'Contractor', or Sub Contractor', or in the plural of any of these. For the purpose of the Purchase Order they shall all mean the SUPPLIER of GOODS to COMPANY.